IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1107 of 1988

HON'BLE MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

GUJARAT ELECTRICITY BOARD

Versus

CHANDRAVADAN MOHANLAL SHAH

Appearance:

NANAVATI ASSOCIATES for Petitioner No. 1-2

MR MUKESH H RATHOD for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE M.C.PATEL

Date of decision: 13/02/2004

ORAL JUDGEMENT

1. This petition is directed against the order dated 31.8.1987 passed by the Industrial Tribunal, Surat in Reference (I.T.) No.239 of 1987, whereby the Tribunal granted interim relief in favour of the respondent. Rule was issued on 7.3.1988 and ad interim relief was granted

against implementation of the order passed by the Tribunal on a statement made on behalf of the petitioner that if the workman succeeded in the Reference and the Industrial Tribunal came to the conclusion that he was entitled to superannuation at the age of sixty years and not fiftyeight years, the workman would be paid wages including all allowances and perquisites permissible under the relevant rules and the terms and conditions of service as if he continued in service and superannuated at the age of sixty years. It is obvious that the petition has now become infructuous.

2. The petition is, therefore, disposed of accordingly. Rule is discharged with no order as to costs.

[M.C. PATEL, J.]
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